

# BakerHostetler

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December 12, 2018

Jonathan R. Barr  
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## VIA CM-ECF

Honorable Vernon S. Broderick  
United States District Court  
Southern District of New York  
Thurgood Marshall United States Courthouse  
40 Foley Square  
New York, New York 10007

Re: *United States v. Christopher Collins, et al.*, No. 18-cr-567 (VSB) (S.D.N.Y.)

Dear Judge Broderick:

We, collectively, are counsel for Defendants Christopher Collins and Cameron Collins in this matter and submit this letter motion jointly on behalf of each. Pursuant to Federal Rule of Criminal Procedure 43, Messrs. Collins hereby move to be excused from personally appearing at the status conference scheduled for December 18, 2018. In addition, for attorneys Barr and Wangsgard, we request leave of the Court to be excused from the Local Civil Rule 1.8 prohibitions such that each attorney may bring one Personal Electronic Device into the courthouse.

At the conference held on October 11, 2018, the Court scheduled the December 18, 2018 conference to discuss, among other things, the status of discovery and discovery disputes. There are no presently-pending motions and the Status Conference is not a hearing. Rep. Collins will be in Florida or Washington, DC on the date of the Status Conference and Cameron Collins will be in New Jersey. Rule 43(b)(3) provides that a defendant “need not be” present if the appearance involves “only a conference or hearing on a question of law.” Undersigned counsel will be present in the courtroom and prepared for all issues.

Attached to this letter motion are waivers of appearance for the December 18, 2018 Status Conference executed by Rep. Collins and Cameron Collins.

December 12, 2018  
Honorable Vernon S. Broderick  
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Local Civil Rule 1.8, incorporated by Local Criminal Rule 1.1, authorizes the possession of Personal Electronic Devices by administrative order. Accordingly, we respectfully request entry of such an order. We understand that any devices authorized pursuant to this request will be subject to examination for security purposes as are all other materials brought into the courthouse. Further, we have read and understand the 2016 Committee Note to Rule 1.8 regarding the continued prohibition on making any audio or video recording of any proceeding or communication with the Court. A proposed electronic form order for consideration is attached.

We have conferred with counsel for the government, who has no objection to the relief requested herein.

For these reasons, we respectfully request that the Rep. Collins' and Cameron Collins' personal appearance be waived for the December 18, 2018 Status Conference and that attorneys Barr and Wangsgard be permitted to carry their cellular telephones. If you have any questions, please contact either of us at the numbers below.

Sincerely,

/s/ Jonathan B. New

Jonathan B. New  
Jonathan R. Barr  
Kendall E. Wangsgard  
BakerHostetler LLP  
212.589.4650

/s/ Rebecca M. Ricigliano

Rebecca M. Ricigliano  
Thomas A. Hanusik  
Patrick S. Brown  
Crowell & Moring LLP  
212.895.4268

*Counsel for Christopher Collins*   *Counsel for Cameron Collins*

Attachments

cc:     All counsel of record (*via CM-ECF*)

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

UNITED STATES OF AMERICA

Plaintiff,

v.

CHRISTOPHER C. COLLINS, et al.,

Defendants.

Case No. 18-cr-567 (VSB)

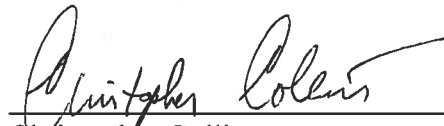
**DEFENDANT CHRISTOPHER COLLINS' WAIVER OF APPEARANCE FOR  
DECEMBER 18, 2018 STATUS CONFERENCE**

Pursuant to Rule 43 of the Federal Rules of Criminal Procedure, Defendant Christopher Collins waives his right to be present in open court for the December 18, 2018 Status Conference.

Rep. Collins requests that the Court proceed on December 18, 2018 in his absence; agrees that his interests will be deemed represented by the presence of his attorneys, the same as if he were personally present; and further agrees to be present in Court ready for trial any date that the Court sets in his absence.

Rep. Collins further acknowledges that he has been informed of his rights under Title 18 U.S.C. §§ 3161-3174 (Speedy Trial Act), and authorizes his attorneys to set times and delays under the Act without being personally present.

Dated: Washington, D.C.  
December 11, 2018

  
\_\_\_\_\_  
Christopher Collins

I agree with and consent to my client's waiver of appearance.

Dated: Washington, D.C.  
December 12, 2018

BAKER HOSTETLER LLP

By: /s/ Jonathan R. Barr

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45 Rockefeller Plaza, 14<sup>th</sup> Floor  
New York, NY 10111  
T: 212.589.4200  
F: 212.589.4201  
jnew@bakerlaw.com

SO ORDERED:

Dated: New York, New York  
December \_\_, 2018

\_\_\_\_\_  
VERNON S. BRODERICK, U.S.D.J.

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

UNITED STATES OF AMERICA

Plaintiff,

v.

CHRISTOPHER C. COLLINS et al.,

Defendants.

Case No. 18-cr-567 (VSB)

**DEFENDANT CAMERON COLLINS'S WAIVER OF APPEARANCE FOR  
DECEMBER 18, 2018, STATUS CONFERENCE**

Pursuant to Rule 43 of the Federal Rules of Criminal Procedure, Defendant Cameron Collins waives his right to be present in open court for the December 18, 2018, Status Conference.

Mr. Collins requests that the Court proceed on December 18, 2018, in his absence; agrees that his interests will be deemed represented by the presence of his attorneys, the same as if he were personally present; and further agrees to be present in Court ready for trial on February 3, 2020, the date set by the Court at the last pretrial conference.

Mr. Collins further acknowledges that he has been informed of his rights under Title 18 U.S.C. §§ 3161-3174 (Speedy Trial Act) and authorizes his attorneys to set times and delays under the Act without being personally present.

Dated: Asbury Park, New Jersey  
December 11, 2018



Cameron Collins

I agree with and consent to my client's waiver of appearance.

Dated: Washington, D.C.  
December 12, 2018

CROWELL & MORING LLP

By: 

Rebecca M. Ricigliano  
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rricigliano@crowell.com

Thomas A. Hanusik  
Patrick S. Brown (admitted *pro hac vice*)  
1001 Pennsylvania Avenue NW  
Washington, DC 20004  
T: 202-624-2530  
thanusik@crowell.com  
pbrown@crowell.com

SO ORDERED:

Dated: New York, New York  
December \_\_\_, 2018

\_\_\_\_\_  
VERNON S. BRODERICK, U.S.D.J.

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

\_\_\_\_\_  
x

IN THE MATTER OF AN APPLICATION  
TO BRING PERSONAL ELECTRONIC DEVICE(S)  
OR GENERAL PURPOSE COMPUTING DEVICE(S)  
INTO THE COURTHOUSES OF THE  
SOUTHERN DISTRICT OF NEW YORK  
FOR USE IN A PROCEEDING OR TRIAL

\_\_\_\_\_  
x

The following Order is subject to the definitions, obligations and restrictions imposed pursuant to Standing Order M10-468, as Revised. Upon submission of written application to this Court, it is hereby

ORDERED that the following attorney(s) are authorized to bring the Personal Electronic Device(s) and/or the General Purpose Computing Device(s) (collectively, "Devices") listed below into the Courthouse for use in a proceeding or trial in the action

captioned United States v.

Christopher Collins, et al.

, No. 18-cr-567.

The date(s) for which such authorization is provided is (are) December 18, 2018.

| Attorney                | Device(s)                     |
|-------------------------|-------------------------------|
| 1. Jonathan R. Barr     | One Apple iPhone 8 Plus       |
| 2. Kendall E. Wangsgard | One Samsung Galaxy J3 Eclipse |
| 3.                      |                               |

*(Attach Extra Sheet If Needed)*

The attorney(s) identified in this Order must present a copy of this Order when entering the Courthouse. Bringing any authorized Device(s) into the Courthouse or its Environs constitutes a certification by the attorney that he or she will comply in all respects with the restrictions and obligations set forth in Standing Order M10-468, as Revised.

SO ORDERED:

Dated: \_\_\_\_\_

\_\_\_\_\_  
United States Judge